PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

application of

Larry Harris et al.

Serial No

09/852,313

Filed

May 9, 2001

For

Process for Applying Microcapsules to Textile Materials and

Products Formed by the Process

Examiner

Elizabeth M. Cole

Art Unit

1771

Mail Stop RCE

Commissioner for Patents

P. O. Box 1450

Alexandria, VA 22313-1450

REQUEST FOR NON-ENTRY OF PREVIOUSLY FILED UNENTERED AMENDMENT **PURSUANT TO 37 CFR § 1.114**

Dear Sir:

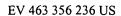
An Amendment is submitted herewith in the above-referenced application in conjunction with a Request for Continued Examination as a submission required under 37 CFR § 1.114. Applicant hereby requests that the unentered Amendment under 37 CFR § 1.116 previously filed on October 7, 2004, not be entered. The Office is respectfully invited to contact J. Michael Boggs at (336) 747-7536, to discuss any matter relating to this application.

Respectfully submitted,

Reg. No. 46,563

Kilpatrick Stockton LLP 1001 West Fourth Street Winston-Salem, NC 27101 (336) 747-7536 (336) 734-2632 (facsimile)

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AMENDMENT AND RESPONSE PURSUANT TO 37 CFR § 1.114

Dear Sir:

AMENDMENTS

This Amendment is being filed in response to the Official Action mailed June 7, 2004, and to the Advisory Action mailed on October 22, 2004, in the above-identified application. This Amendment is submitted in conjunction with a Request for Continued Examination, filed herewith, as a submission required under 37 CFR § 1.114. Please amend the above-identified application as follows.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks begin on page 14 of this paper.